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*IRICO GROUP CORP. and*  
*IRICO DISPLAY DEVICES CO., LTD.*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

IN RE: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION

Master File No. 4:07-cv-05944-JST  
(N.D. Cal.)

MDL No. 1917

This Document Relates to:  
  
ALL DIRECT PURCHASER ACTIONS

**IRICO DEFENDANTS  
ADMINISTRATIVE MOTION TO  
CONSIDER WHETHER ANOTHER  
PARTY'S MATERIAL SHOULD BE  
SEALED PURSUANT TO CIVIL LOCAL  
RULES 7-11 AND 79-5(f)**

Date: March 31, 2022  
Time: 2:00 pm  
Judge: Hon. Jon S. Tigar  
Courtroom: 6, 2<sup>nd</sup> Floor

IRICO DEFENDANTS ADMINISTRATIVE  
MOTION TO CONSIDER WHETHER  
ANOTHER PARTY'S MATERIAL SHOULD  
BE SEALED

Master File No. 4:07-cv-05944-JST  
MDL No. 1917

Pursuant to Civil Local Rules 7-11 and 79-5(f), Defendants Irico Group Corporation and Irico Display Devices Co., Ltd. (“Irico”) hereby move the Court to consider whether another party’s material should be sealed.

Irico has reviewed and complied with this Court’s Standing Order Governing Administrative Motions to File Materials Under Seal Before District Judge Jon S. Tigar (Nov. 10, 2021) and Civil Local Rule 79-5.

Defendant proposes to seal or redact the following documents or portions thereof:

Document Proposed to Be Sealed or Redacted	Designating Entity
Gray highlighted portions of Irico Defendants’ Opposition to Direct Purchaser Plaintiffs’ Motion for Class Certification with Respect to the Irico Defendants, which reflect quotations from the documents listed below, which were designated confidential and to Irico’s knowledge never publicly filed.	Various Defendants
Exhibit 2 to the Declaration of Thomas Carter in Support of Irico Defendants’ Opposition to Direct Purchaser Plaintiffs’ Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition Testimony of L. Thomas Heiser	Hitachi
Exhibit 3 to the Declaration of Thomas Carter in Support of Irico Defendants’ Opposition to Direct Purchaser Plaintiffs’ Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition Testimony of Roger De Moor	Philips

1 2 3 4 5	Exhibit 4 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition Testimony of Michael Son	SDI
6 7 8 9	Exhibit 5 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition Testimony of Jae In Lee	SDI
10 11 12 13 14	Exhibit 6 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition Testimony of Chih Chun-Liu	Chunghwa
15 16 17 18 19	Exhibit 7 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Expert Report of Robert D. Willig, dated September 10, 2013	Various Defendants
20 21 22 23 24	Exhibit 8 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Hirokazu Nishiyama	Panasonic

1 2 3 4 5	Exhibit 9 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Tatsuo Tobinaga	Panasonic
6 7 8 9	Exhibit 10 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Yoshiaki Uchiyama	Toshiba
10 11 12 13 14	Exhibit 11 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Steve Panosian	SEC/SEA
15 16 17 18 19	Exhibit 12 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Richard Huber	Toshiba
20 21 22 23 24	Exhibit 13 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Yun Seok Lee	LG Electronics

1 2 3 4 5	Exhibit 16 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Deposition of Phillip Lau	Royal Data
6 7 8 9 10	Exhibit 18 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00029259E	Chunghwa
11 12 13 14 15	Exhibit 19 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00029179E	Chunghwa
16 17 18 19 20	Exhibit 20 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00031018E	Chunghwa
21 22 23 24 25 26	Exhibit 21 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00031032E	Chunghwa

1 2 3 4 5	Exhibit 23 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00030748E.	Chunghwa
6 7 8 9 10	Exhibit 24 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00031101E.	Chunghwa
11 12 13 14 15 16 17	Exhibit 25 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – chart showing sales volume and share information for the Top 5 customers that purchased color display tubes and color picture tubes, summarized from backup data provided for the Expert Report of Phillip M. Johnson. The underlying data was designed confidential by other defendants in this action.	Various Defendants
18 19 20 21 22	Exhibit 26 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – a certified translation of a document produced by Chunghwa, Bates labeled CHU00030068E	Chunghwa
23 24 25 26 27	Exhibit 27 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Expert Report of Jeffrey Leitzinger date November 6 ,2014.	Various Defendants

Exhibit 28 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Jay Alan Heinecke	Toshiba
Exhibit 29 to the Declaration of Thomas Carter in Support of Irico Defendants' Opposition to Direct Purchaser Plaintiffs' Motion for Class Certification with Respect to the Irico Defendants – Excerpted Deposition of Sang-Kyu Park.	SDI

Civil Local Rule 79-5 governs the filing under seal of documents in civil cases. In compliance with Civil Local Rule 79-5(f), Irico submits this Motion in order to file (a) material designated by a Defendant pursuant to the Stipulated Protective Order, ECF No. 0306, as “Confidential” or “Highly Confidential”; or (b) references to or quotations from material or data designated by another party pursuant to a Protective Order as “Confidential” or “Highly Confidential.”

Irico seeks to file the above material under seal in good faith in order to comply with the Protective Order in this action and the applicable Local Rules. Under Civil L.R. 79-5(c) and (f), the parties that contend the material they have designated is confidential in nature bear the burden to establish that the designated information meets the requirements for sealing. See *Kamakana v. City of Honolulu*, 447 F.3d 1172, 1178-80 (9th Cir. 2006). Irico understands that, given the Court’s direction at the hearing on DPPs’ motion to seal, ECF No. 5966, the remaining materials subject to this motion may not qualify for filing under seal. Irico hereby withdraws its designation of “Confidential” as to all materials produced by Irico included in its filing. Irico will undertake to reach out to the parties listed in the chart above in order to secure their permission to

1 file the materials publicly and will inform the court of its efforts. However, Irico notes that  
2 Chunghwa currently has no active counsel for the instant litigation and previous attempts to reach  
3 out to representatives of Chunghwa have been unsuccessful.

4 WHEREFORE, Defendants respectfully submit this administrative motion pursuant to  
5 the Protective Order and Civil Local Rule 79-5(f) and hereby notify the parties of their burden  
6 to establish that the designated material is sealable.

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8  
9 Dated: January 21, 2022

Respectfully submitted,

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11  
12 /s/ Thomas Carter

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